



Reprinted
February 16, 2007

HOUSE BILL No. 1157

DIGEST OF HB 1157 (Updated February 15, 2007 5:08 pm - DI 97)

Citations Affected: IC 5-16.

Synopsis: Common construction wage certification. Requires contractors and subcontractors on public works projects to certify each week certain information relating to the wages paid to the workers on the project.

Effective: July 1, 2007.

Cheney

January 11, 2007, read first time and referred to Committee on Labor and Employment.
February 6, 2007, amended, reported — Do Pass.
February 15, 2007, read second time, amended, ordered engrossed.

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HB 1157—LS 7102/DI 75+



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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1157

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 5-16-7-2 IS AMENDED TO READ AS FOLLOWS
2 [EFFECTIVE JULY 1, 2007]: Sec. 2. **(a)** The state or any municipal
3 corporation ~~thereof of the state~~ letting ~~any such contracts a public~~
4 ~~works contract~~ shall require any contractor or subcontractor
5 performing ~~such~~ public work ~~under the contract~~ to file a schedule of
6 the wages to be paid to ~~such the~~ laborers, workmen, or mechanics
7 ~~thereon doing work~~ with the state or with ~~such the~~ municipal
8 corporation. ~~Such~~ The schedule shall be filed before any work is
9 performed on ~~such the~~ contract or subcontract. ~~provided; such The~~
10 ~~wage~~ scale shall not be less than the scale determined as provided in
11 section 1 of this chapter. ~~provided further; that nothing in~~ This chapter
12 ~~provided shall~~ **does not** prevent ~~such the~~ contractor or subcontractor
13 from paying a higher rate of wages than set out in the schedule of
14 wages filed by ~~him; the contractor or subcontractor~~.
15 **(b) Each contractor or subcontractor performing work on a**
16 **public works project shall file each week with the awarding agency**
17 **a certified statement with respect to the classification of labor and**

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wages paid each worker, in the performance of the contract for the project, during the preceding weekly payroll period. The statement must be:

(1) executed by:

(A) the contractor or subcontractor; or

(B) an authorized officer or employee of the contractor or subcontractor who supervises the payment of wages;

(2) affirmed under the penalties for perjury; and

(3) on:

(A) a certified payroll report form; or

(B) an equivalent to the certified payroll form.

The contractor or subcontractor shall deliver each weekly statement to the awarding agency not later than seven (7) days after the regular payment date of the payroll period.

(c) The certified payroll form must set out accurately and completely the following information for each worker:

(1) Name.

(2) Address.

(3) Labor classification.

(4) Wage rate paid.

(5) The daily and weekly number of hours worked.

(6) Deductions made from wages paid.

(7) Actual wages paid.

(d) A contractor or subcontractor may submit the certified payroll form on a paper or electronic form.

(e) Subject to IC 5-15-5.1-5, the department of labor shall develop the format and style of the certified payroll form in accordance with this section.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred House Bill 1157, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 28, delete "developed by the department of labor".

and when so amended that said bill do pass.

(Reference is to HB 1157 as introduced.)

CHENEY, Chair

Committee Vote: yeas 6, nays 5.

HOUSE MOTION

Mr. Speaker: I move that House Bill 1157 be amended to read as follows:

Page 2, line 16, delete "at least".

Renumber all SECTIONS consecutively.

(Reference is to HB1157 as printed February 7, 2007.)

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